## Case 12-12927-whd Doc 2 Document. Page 1 of 8

**B22C** (Official Form 22C) (Chapter 13) (12/10) According to the calculations required by this statement: **▼** The applicable commitment period is 3 years. ☐ The applicable commitment period is 5 years. In re: McGlaun, John Scott & McGlaun, Kelley Yvonne Disposable income is determined under § 1325(b)(3). Case Number:

(If known)

Disposable income is not determined under  $\S 1325(b)(3)$ .

(Check the boxes as directed in Lines 17 and 23 of this statement.)

## **CHAPTER 13 STATEMENT OF CURRENT MONTHLY INCOME** AND CALCULATION OF COMMITMENT PERIOD AND DISPOSABLE INCOME

In addition to Schedules I and J, this statement must be completed by every individual Chapter 13 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

		Part I. REPO	ORT OF INCOME							
	a. [									
1	the s mon	Figures must reflect average monthly income received ix calendar months prior to filing the bankruptcy can the before the filing. If the amount of monthly income to divide the six-month total by six, and enter the res	ase, ending on the last day of the ne varied during the six months, you	Column A Debtor's Income	Column B Spouse's Income					
2	Gro	ss wages, salary, tips, bonuses, overtime, commis	ssions.	\$ 2,491.25 \$ 2,021.						
3	a and one attac	ome from the operation of a business, profession, denter the difference in the appropriate column(s) obusiness, profession or farm, enter aggregate number thement. Do not enter a number less than zero. Do not enter a deduction in Part IV								
	a.	Gross receipts	\$							
	b.	Ordinary and necessary operating expenses	\$							
	c.	Business income	Subtract Line b from Line a	\$	\$					
4	diffe	t and other real property income. Subtract Line because in the appropriate column(s) of Line 4. Do not include any part of the operating expenses enter at V.  Gross receipts  Ordinary and necessary operating expenses	ot enter a number less than zero. <b>Do</b>							
	c.	Rent and other real property income	Subtract Line b from Line a	\$	\$					
5	Inte	rest, dividends, and royalties.		\$	\$					
6	Pens	sion and retirement income.	\$	\$						
7	expe that by th	amounts paid by another person or entity, on a enses of the debtor or the debtor's dependents, in purpose. Do not include alimony or separate main ne debtor's spouse. Each regular payment should be nent is listed in Column A, do not report that payment	ncluding child support paid for attenance payments or amounts paid a reported in only one column; if a	\$	\$					

Case 12-12927-whd Doc 2 Filed 10/11/12 Entered 10/11/12 16:38:00 Desc Main Document Page 2 of 8

8	Unemployment compensation. Enter However, if you contend that unemploy was a benefit under the Social Security Column A or B, but instead state the an							
	Unemployment compensation claimed to be a benefit under the Social Security Act	Debtor \$	Spouse \$	\$	\$		\$	
9	Income from all other sources. Specifications on a separate page. Total and emaintenance payments paid by your or separate maintenance. Do not included a payments received as a victim of international or domestic terrorism.  a.  b.	nter on Line 9. <b>Do not inc</b> spouse, but include all of ude any benefits received u	lude alime her paym ander the S	ony or separa nents of alimon Social Security	ny		\$	
10	<b>Subtotal.</b> Add Lines 2 thru 9 in Colum through 9 in Column B. Enter the total		ompleted,	add Lines 2	\$	2,491.25	5 \$	2,021.88
11	Total. If Column B has been completed, add Line 10, Column A to Line 10, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 10, Column A.							4,513.13
	Part II. CALCUL	ATION OF § 1325(b)(4	) COMN	MITMENT F	PERIO	D		
12	Enter the amount from Line 11.						\$	4,513.13
13	that calculation of the commitment periyour spouse, enter on Line 13 the amout a regular basis for the household expendasis for excluding this income (such a persons other than the debtor or the debtor or the debtor.)	tal Adjustment. If you are married, but are not filing jointly with your spouse, AND if you contend alculation of the commitment period under § 1325(b)(4) does not require inclusion of the income of spouse, enter on Line 13 the amount of the income listed in Line 10, Column B that was NOT paid on alar basis for the household expenses of you or your dependents and specify, in the lines below, the for excluding this income (such as payment of the spouse's tax liability or the spouse's support of ns other than the debtor or the debtor's dependents) and the amount of income devoted to each use. If necessary, list additional adjustments on a separate page. If the conditions for entering this timent do not apply, enter zero.						
	c.				\$			
	Total and enter on Line 13.							
14	Subtract Line 13 from Line 12 and e	nter the result.					\$	4,513.13
15	<b>Annualized current monthly income</b> 12 and enter the result.	for § 1325(b)(4). Multiply	the amou	int from Line 1	4 by the	number	\$	54,157.56
16	<b>Applicable median family income.</b> En household size. (This information is average the bankruptcy court.)					erk of		
	a. Enter debtor's state of residence: <b>Ge</b>	orgia	_ b. Ente	er debtor's hou	sehold s	size: _ <b>3</b> _	\$	57,470.00
17	<ul> <li>Application of § 1325(b)(4). Check the applicable box and proceed as directed.</li> <li>✓ The amount on Line 15 is less than the amount on Line 16. Check the box for "The applicable commitment period i 3 years" at the top of page 1 of this statement and continue with this statement.</li> <li>☐ The amount on Line 15 is not less than the amount on Line 16. Check the box for "The applicable commitment</li> </ul>							
	period is 5 years" at the top of pag  Part III. APPLICATION OF	e 1 of this statement and co	ontinue wi	ith this stateme	nt.	_		

## Case 12-12927-whd Doc 2 Filed 10/11/12 Entered 10/11/12 16:38:00 Desc Main Document Page 3 of 8

18	Enter the amount from Line 11.					\$	4,513.13	
19	Marital adjustment. If you are married, but are not filing jointly with your spouse, enter on Line 19 the total of any income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page. If the conditions for entering this adjustment do not apply, enter zero.							
	a.					\$		
	b.					\$		
	c.	1				\$	¢.	0.00
20		and enter on Line 19.  nt monthly income for § 132	5(h)(3) Subtract	Line 1	0 from Line 18 and enter the	racult	\$	0.00 4,513.13
21	Annua	alized current monthly income enter the result.					\$	54,157.56
22		able median family income.	Enter the amount	t from l	Line 16.		\$	57,470.00
	Applic	eation of § 1325(b)(3). Check	the applicable bo	ox and	proceed as directed.		<u> </u>	
23	The amount on Line 21 is more than the amount on Line 22. Check the box for "Disposable income is of under 8 1325(h)(3)" at the top of page 1 of this statement and complete the remaining parts of this statement.							s not
			TION OF DED	UCTI	ONS ALLOWED UNDI	ER § 707(b)(2)		
		Subpart A: Deduct	tions under Stan	dards	of the Internal Revenue Se	rvice (IRS)		
24A	National Standards: food, apparel and services, housekeeping supplies, personal care, and miscellaneous. Enter in Line 24A the "Total" amount from IRS National Standards for Allowable Living Expenses for the applicable number of persons. (This information is available at www.usdoi.gov/ust/or						\$	
24B	National Standards: health care. Enter in Line a1 below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) Enter in Line b1 the applicable number of persons who are under 65 years of age, and enter in Line b2 the applicable number of persons who are 65 years of age or older. (The applicable number of persons in each age category is the number in that category that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.) Multiply Line a1 by Line b1 to obtain a total amount for persons under 65, and enter the result in Line c1. Multiply Line a2 by Line b2 to obtain a total amount for persons 65 and older, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 24B.  Persons under 65 years of age  Persons 65 years of age or older							
	a1.	Allowance per person		a2.	Allowance per person			
	b1.	Number of persons		b2.	Number of persons			
	c1.	Subtotal		c2.	Subtotal		\$	

Case 12-12927-whd Doc 2 Filed 10/11/12 Entered 10/11/12 16:38:00 Desc Main Document Page 4 of 8

25A	Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and family size. (This information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court). The applicable family size consists of the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.					
25B	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and family size (this information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court) (The applicable family size consists of the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 47; subtract Line b from Line a and enter the result in Line 25B. Do not enter an amount less than zero.					
	a.	IRS Housing and Utilities Standards; mortgage/rental expense	\$			
	b.	Average Monthly Payment for any debts secured by your home, if any, as stated in Line 47	\$			
	c.	Net mortgage/rental expense	Subtract Line b from Line a	\$		
26	Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 25A and 25B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for your contention in the space below:					
	<b>Local Standards: transportation; vehicle operation/public transportation expense.</b> You are entitled to an expense allowance in this category regardless of whether you pay the expenses of operating a vehicle and regardless of whether you use public transportation.					
	Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 7.					
27A		$\square$ 1 $\square$ 2 or more.				
	If you checked 0, enter on Line 27A the "Public Transportation" amount from IRS Local Standards: Transportation. If you checked 1 or 2 or more, enter on Line 27A the "Operating Costs" amount from IRS Local Standards: Transportation for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (These amounts are available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)					
27B	Local Standards: transportation; additional public transportation expense. If you pay the operating expenses for a vehicle and also use public transportation, and you contend that you are entitled to an additional deduction for your public transportation expenses, enter on Line 27B the "Public Transportation" amount from IRS Local Standards: Transportation. (This amount is available at www.usdoi.gov/ust/ or from the clerk of the bankruptcy court.)					

Case 12-12927-whd Doc 2 Filed 10/11/12 Entered 10/11/12 16:38:00 Desc Main Document Page 5 of 8 B22C (Official Form 22C) (Chapter 13) (12/10)

	<b>Local Standards: transportation ownership/lease expense; Vehicle 1.</b> Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)							
	$\square$ 1 $\square$ 2 or more.							
28	Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 1, as stated in Line 47; subtract Line b from Line a and enter the result in Line 28. <b>Do not enter an amount less than zero.</b>							
	a. IRS Transportation Standards, Ownership Costs	\$						
	Average Monthly Payment for any debts secured by Vehicle 1, as b. stated in Line 47	\$						
	c. Net ownership/lease expense for Vehicle 1	Subtract Line b from Line a	\$					
	Local Standards: transportation ownership/lease expense; Vehicle 2. Complete this Line only if you checked the "2 or more" Box in Line 28.  Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards:							
29	Transportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bathe total of the Average Monthly Payments for any debts secured by Vehic subtract Line b from Line a and enter the result in Line 29. <b>Do not enter a</b>	le 2, as stated in Line 47;						
	a. IRS Transportation Standards, Ownership Costs	\$						
	Average Monthly Payment for any debts secured by Vehicle 2, as b. stated in Line 47	\$						
	c. Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a	\$					
30	Other Necessary Expenses: taxes. Enter the total average monthly expense that you actually incur for all federal, state, and local taxes, other than real estate and sales taxes, such as income taxes, self-employment taxes, social-security taxes, and Medicare taxes. Do not include real estate or sales taxes.							
31	Other Necessary Expenses: involuntary deductions for employment. Enter the total average monthly deductions that are required for your employment, such as mandatory retirement contributions, union dues, and uniform costs. Do not include discretionary amounts, such as voluntary 401(k) contributions.							
32	Other Necessary Expenses: life insurance. Enter total average monthly premiums that you actually pay for term life insurance for yourself. Do not include premiums for insurance on your dependents, for whole life or for any other form of insurance.							
33	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to the order of a court or administrative agency, such as spousal or child support payments. Do not include payments on past due obligations included in Line 49.							
34	payments. Do not include payments on past due obligations included in Line 49.  Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.							
35	Other Necessary Expenses: childcare. Enter the total average monthly amount that you actually expend on childcare—such as baby-sitting, day care, nursery and preschool. Do not include other educational payments.							
36	Other Necessary Expenses: health care. Enter the total average monthly amount that you actually expend on health care that is required for the health and welfare of yourself or your dependents, that is not reimbursed by insurance or paid by a health savings account, and that is in excess of the amount entered in Line 24B. Do not include payments for health insurance or health savings accounts listed in Line 39.							
37	Other Necessary Expenses: telecommunication services. Enter the total average monthly amount that you actually pay for telecommunication services other than your basic home telephone and cell phone							

38	<b>Total Expenses Allowed under IRS Standards.</b> Enter the total of Lines 24 through 37.						
		Subpart B: Additional Expense Note: Do not include any expenses tha					
	<b>Health Insurance, Disability Insurance, and Health Savings Account Expenses.</b> List the monthly expenses in the categories set out in lines a-c below that are reasonably necessary for yourself, your spouse, or your dependents.						
	a.	Health Insurance	\$				
	b.	Disability Insurance	\$				
39	c.	Health Savings Account	\$				
	Total	and enter on Line 39		\$			
	-	u do not actually expend this total amount, state your pace below:	actual total average monthly expenditures in				
	\$						
40	Continued contributions to the care of household or family members. Enter the total average actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically ill, or disabled member of your household or member of your immediate family who is unable to pay for such expenses. Do not include payments listed in Line 34.						
41	Protection against family violence. Enter the total average reasonably necessary monthly expenses that you actually incur to maintain the safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court.						
42	Home energy costs. Enter the total average monthly amount, in excess of the allowance specified by IRS Local Standards for Housing and Utilities, that you actually expend for home energy costs. You must provide your case trustee with documentation of your actual expenses, and you must demonstrate that the additional amount claimed is reasonable and necessary.						
43	Education expenses for dependent children under 18. Enter the total average monthly expenses that you actually incur, not to exceed \$147.92 per child, for attendance at a private or public elementary or secondary school by your dependent children less than 18 years of age. You must provide your case trustee with documentation of your actual expenses, and you must explain why the amount claimed is reasonable and necessary and not already accounted for in the IRS Standards.						
44	Additional food and clothing expense. Enter the total average monthly amount by which your food and clothing expenses exceed the combined allowances for food and clothing (apparel and services) in the IRS National Standards, not to exceed 5% of those combined allowances. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) You must demonstrate that the additional amount claimed is reasonable and necessary.						
45	Charitable contributions. Enter the amount reasonably necessary for you to expend each month on charitable contributions in the form of cash or financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2). Do not include any amount in excess of 15% of your gross monthly income.						
46	Tota	l Additional Expense Deductions under § 707(b). Ente	er the total of Lines 39 through 45.	\$			

Case 12-12927-whd Doc 2 Filed 10/11/12 Entered 10/11/12 16:38:00 Desc Main Document Page 7 of 8

Subpart C: Deductions for Debt Payment							
	<b>Future payments on secured claims.</b> For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, state the Average Monthly Payment, and check whether the payment includes taxes or insurance. The Average Monthly Payment is the total of all amounts scheduled as contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. If necessary, list additional entries on a separate page. Enter the total of the Average Monthly Payments on Line 47.						
47		Name of Creditor	Property	Securing the Debt	Average Monthly Payment	Does payment include taxes or insurance?	
	a.				\$	☐ yes ☐ no	
	b.				\$	☐ yes ☐ no	
	c.				\$	☐ yes ☐ no	
				Total: Ac	ld lines a, b and c.		\$
	Other payments on secured claims. If any of debts listed in Line 47 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 47, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.						
48		Name of Creditor		Property Securing the Debt		1/60th of the Cure Amount	
	a.					\$	
	b.					\$	
	c.					\$	
					Total: Add	d lines a, b and c.	\$
49	such	nents on prepetition priority cl as priority tax, child support and ruptcy filing. Do not include cur	alimony	claims, for which you	were liable at the time	me of your	\$
		pter 13 administrative expenses esulting administrative expense.	. Multiply	y the amount in Line	a by the amount in L	ine b, and enter	
	a.	Projected average monthly Cha	pter 13 pl	an payment.	\$		
50	b.	Current multiplier for your district as determ schedules issued by the Executive Office for Trustees. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the court.)		for United States t	X		
	c.			Total: Multiply Linand b	es a	\$	
51	Total	Deductions for Debt Payment. En	ter the tot	al of Lines 47 through	gh 50.		\$
		S	ubpart D	: Total Deductions	from Income		<u>'</u>
52	Total of all deductions from income. Enter the total of Lines 38, 46, and 51.						\$

Case 12-12927-whd Doc 2 Filed 10/11/12 Entered 10/11/12 16:38:00 Desc Main Document Page 8 of 8

Part V. DETERMINATION OF DISPOSABLE INCOME UNDER § 1325(b)(2)								
53	Total current monthly income. Enter the amount from Line 20.							
54	<b>Support income.</b> Enter the monthly average of any child support payments, foster care payments, or disability payments for a dependent child, reported in Part I, that you received in accordance with applicable nonbankruptcy law, to the extent reasonably necessary to be expended for such child.							
55	Qualified retirement deductions. Enter the monthly total of (a) all amounts withheld by your employer from wages as contributions for qualified retirement plans, as specified in § 541(b)(7) and (b) all required repayments of loans from retirement plans, as specified in § 362(b)(19).							
56	Tota	l of all deductions allowed under § 707(b)(2). Enter the amount from Line 52.		\$				
	<b>Deduction for special circumstances.</b> If there are special circumstances that justify additional expenses for which there is no reasonable alternative, describe the special circumstances and the resulting expenses in lines a-c below. If necessary, list additional entries on a separate page. Total the expenses and enter the total in Line 57. You must provide your case trustee with documentation of these expenses and you must provide a detailed explanation of the special circumstances that make such expenses necessary and reasonable.							
57		Nature of special circumstances	Amount of expense					
	a.		\$					
	b.		\$					
	c.		\$					
		Total: Add I	Lines a, b, and c	\$				
58		<b>l adjustments to determine disposable income.</b> Add the amounts on Lines 54, 55, 5 the result.	6, and 57 and	\$				
Monthly Disposable Income Under § 1325(b)(2). Subtract Line 58 from Line 53 and enter the result.								
		Part VI. ADDITIONAL EXPENSE CLAIMS						
	and w	<b>Expenses.</b> List and describe any monthly expenses, not otherwise stated in this form relfare of you and your family and that you contend should be an additional deduction the under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page ge monthly expense for each item. Total the expenses.	from your curren	t monthly				
		Expense Description	Monthly A	mount				
60	a.		\$					
	b.		\$					
	c.		\$					
		Total: Add Lines a, b and	c \$					
	Part VII. VERIFICATION							
		are under penalty of perjury that the information provided in this statement is true and lebtors must sign.)	l correct. (If this a	joint case,				
61	Date:	October 11, 2012 Signature: /s/ John Scott McGlaun (Debtor)						
	Date: October 11, 2012 Signature: /s/ Kelley Yvonne McGlaun  (Joint Debtor, if any)							